

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

INA STEINER, DAVID STEINER, and
STEINER ASSOCIATES, LLC,

Plaintiffs,

V.

EBAY INC., et al.,

Defendants.

Civil Action No. 21-CV-11181-PBS

**JOINT PROPOSED AGENDA FOR AUGUST 10, 2023 HEARING ON MOTIONS TO
DISMISS OF DEFENDANTS EBAY INC., PROGRESSIVE F.O.R.C.E. CONCEPTS,
LLC, DEVIN WENIG, STEVE WYMER, WENDY JONES, AND STEVE KRYSTEK**

Pursuant to this Court’s order dated July 25, 2023, Dkt. 244, the undersigned parties jointly submit this proposed agenda for the August 10, 2023 hearing on the motions to dismiss filed by Defendants eBay Inc., Progressive F.O.R.C.E. Concepts, LLC (“PFC”), Devin Wenig, Steve Wymer, Wendy Jones, and Steve Krystek (collectively, “Defendants”). The parties propose that Defendants present argument on their respective motions in the order listed below and that Plaintiffs respond to each Defendant’s argument right after it is made, rather than addressing all the motions together after all the Defendants have argued. Defendants will endeavor to minimize repetition among the issues they each address.

PARTY	ARGUING FOR DEFENDANT	ARGUING FOR PLAINTIFFS
eBay, Inc.	Jack Pirozzolo	Rosemary Scapicchio
PFC	Matthew Holmes	Rosemary Scapicchio
Devin Wenig	Abbe Lowell; Marty Weinberg	Rosemary Scapicchio
Steve Wymer	Caz Hashemi	Rosemary Scapicchio
Wendy Jones	Andrew O'Connor	Rosemary Scapicchio
Steve Krystek	Matthew Holmes	Rosemary Scapicchio

Dated: August 4, 2023

/s/ Rosemary C. Scapicchio

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Respectfully submitted,

/s/ Jack W. Pirozzolo

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CERTIFICATION PURSUANT TO L.R. 7.1(a)(2)

I, Jack W. Pirozzolo, counsel for eBay, hereby certify that, in accordance with Local Rule 7.1(a)(2), I have conferred with counsel for Plaintiffs.

Dated: August 4, 2023

/s/ Jack W. Pirozzolo

Jack W. Pirozzolo

CERTIFICATE OF SERVICE

I hereby certify that on August 4, 2023, this document, filed through the CM/ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants.

Dated: August 4, 2023

/s/ Jack W. Pirozzolo

Jack W. Pirozzolo